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UPRR  
HILDEBRAND LAW

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15 Attorneys for DEFENDANT  
16 GRANITE ROCK COMPANY

19 UNITED STATES DISTRICT COURT

20 NORTHERN DISTRICT OF CALIFORNIA - SAN JOSE

21 \*E-FILED - 8/4/05\*

22 EDDIE SHANE JOHNSON, ) CASE NO. C03 04574 RMW  
23 Plaintiff, )  
24 vs. )  
25 UNION PACIFIC RAILROAD )  
COMPANY, a corporation; GRANITE )  
ROCK COMPANY, a corporation, )  
26 )  
27 Defendants. )  
28 )

1 Stipulation and Order for Dismissal

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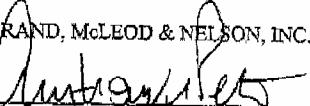
UPRR  
HILDEBRAND LAW

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PAGE 03

1 IT IS HEREBY STIPULATED by and between the parties acting through their  
2 respective counsel, that the above-entitled action be dismissed with prejudice and that each party  
3 shall bear his or its own costs and attorneys' fees.

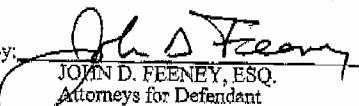
4 DATED: June 16, 2004

HILDEBRAND, MCLEOD & NELSON, INC.

5 By:   
6 ANTHONY S. PETRU, ESQ.  
7 Attorneys for Plaintiff  
8 EDDIE SHANE JOHNSON

9 DATED: June 28<sup>th</sup>, 2004

UNION PACIFIC LAW DEPARTMENT

10 By:   
11 JOHN D. FEENEY, ESQ.  
12 Attorneys for Defendant  
13 UNION PACIFIC RAILROAD  
14 COMPANY

DATED: June       , 2005

15 CLAPP, MORONEY, BELLAGAMBA AND  
16 VUCINICH.

17 By:   
18 GREGORY C. SIMONIAN, ESQ.  
19 Attorneys for Defendant  
20 GRANITE ROCK COMPANY

21 **ORDER**

22 The Court having reviewed the Stipulation for Dismissal With Prejudice and having  
23 been fully advised of the premises, and good cause appearing therefor,

24 IT IS HEREBY ORDERED that the Complaint in the above-entitled action be, and  
25 same hereby is, dismissed with prejudice.

26 DATED: August 4, 2005

27 /s/ Ronald M. Whyte  
28 JUDGE OF THE UNITED STATES DISTRICT COURT

HILDEBRAND, MCLEOD & NELSON, INC.  
ATTORNEYS AT LAW  
WEST PACIFIC LINE  
SARAH H. DEWAN FUDI FOCHER-FRIDER  
GRANITE ROCK COMPANY  
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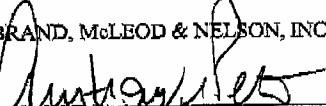
JUL. 5, 2005 2:28PM CLAPP, MORONEY

NO. 531 P. 2

1 IT IS HEREBY STIPULATED by and between the parties acting through their  
2 respective counsel, that the above-entitled action be dismissed with prejudice and that each party  
3 shall bear his or its own costs and attorneys' fees.

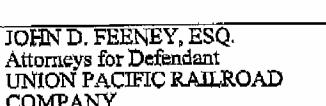
4 DATED: June 16, 2004

HILDEBRAND, MCLEOD & NELSON, INC.

5 By:   
6 ANTHONY S. PETRU, ESQ.  
7 Attorneys for Plaintiff  
8 EDDIE SHANE JOHNSON

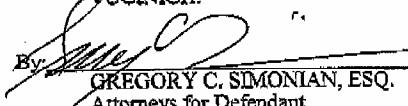
9 DATED: June       , 2004

UNION PACIFIC LAW DEPARTMENT

10 By:   
11 JOHN D. FEENEY, ESQ.  
12 Attorneys for Defendant  
13 UNION PACIFIC RAILROAD  
14 COMPANY

15 DATED: June 30<sup>th</sup>, 2005

16 CLAPP, MORONEY, BELLAGAMBA AND  
17 VUCINICH.

18 By:   
19 GREGORY C. SIMONIAN, ESQ.  
20 Attorneys for Defendant  
21 GRANITE ROCK COMPANY

**ORDER**

22 The Court having reviewed the Stipulation for Dismissal With Prejudice and having  
23 been fully advised of the premises, and good cause appearing therefor,

24 IT IS HEREBY ORDERED that the Complaint in the above-entitled action be, and  
25 same hereby is, dismissed with prejudice.

26 DATED:                     , 2005

27 JUDGE OF THE UNITED STATES DISTRICT COURT

28 2

Stipulation and Order for Dismissal

HILDEBRAND, MCLEOD & NELSON, INC.  
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EIN: 65-0424244

06/24/2005 14:25 1510455/MZB HILDEBRAND, MCLEOD & NELSON, INC.